S.B. Criminal Misc. Bail Application No.4616/2006
S.B. Criminal Misc. Bail Application No.4622/2006

Date : 19.10.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Amitabh Acharya for the applicant.
Mr. V.R. Mehta, Public Prosecutor.

Both these matters under Section 439 Cr.P.C. have been filed against same applicant, therefore, they are being disposed of by this common order.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

Learned counsel submits that no previous conviction is recorded against the applicant and only two cases are pending against him wherein he has been granted bail, therefore, at least one opportunity may be granted to him to remain on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that applicant Bulaki Khan S/o Kalu Khan shall be released on bail in FIRs No. 133/2006 & 135/2006 P.S. Khivsar, District Nagour, provided he executes a personal bond in the sum of Rs.1,00,000/- each with two sound and solvent sureties in the sum of Rs.50,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial and further undertakes in the bonds not to repeat such type of offences in future.

(SATYA PRAKASH PATHAK), J.

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